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TO

Make provision for Fishing Rights on the sale of land under the Land Purchase (Ireland) Acts. A.D. 1910.

BE it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

5 1.—(1) When for one year or upwards before *the passing of this Act* rights of fishing in any river have been exercised or enjoyed by any person other than the owner or tenant of the lands fronting, abutting, or adjoining the sea or river, and such rights have been so exercised or enjoyed with the payment of a
 10 rent in respect thereof, such rights of fishing shall, if the said lands have been purchased under the Land Purchase Acts *before the passing of this Act*, or shall *within ten years after the passing thereof* be so purchased, be indefeasible. Provision as to fishing rights.

15 (2) Provided always that where a rent has been heretofore paid in respect of such right of fishing it shall continue to be so paid to the purchaser of the said lands at the times and in the manner the same has been heretofore payable, and the person to whom such rent shall be payable shall have the same legal remedies for its recovery as he has at *the passing of this Act*.

20 (3) Provided also that the Land Commission may determine what proportion (if any) of the purchase money payable by the purchaser under the Land Purchase Acts shall be paid to such purchaser by the person exercising or enjoying such rights of fishing, and within what time or times the same is to be paid,
 25 and whether upon the payment thereof the rent so payable as aforesaid shall cease, and from what date.

[Bill:281.]

A.D. 1910.

(4) Nothing in this section shall authorise or empower any person exercising or enjoying such rights of fishing as aforesaid to do or suffer any Act or default in a river for which he would, if he were the owner of a several fishery, incur a penalty under the Acts in force in Ireland against illegal fishing. 5

(5) The Land Commission may, on the application of the purchaser under the Land Purchase Acts or of the person exercising or enjoying such right of fishing as aforesaid, determine and, by order, declare to what extent rights of fishing have been heretofore exercised or enjoyed, and such order shall 10 define the same, but such order may, within twelve months from the date thereof, be amended.

(6) Such order as in the next preceding subsection of this section mentioned shall be registered under the Local Registration of Title (Ireland) Act, 1890. 15

Construction of Act.

2. This Act shall be read and construed as one with the Land Purchase Acts and the Land Law Acts as defined by the Irish Land Act, 1909, and may be cited with those Acts.

Short title.

3. This Act may be cited as the Fishing Rights (Ireland) Act, 1910. 20

Commencement of Act.

4. This Act shall come into operation on the passing thereof.

Fishing Rights (Ireland) (No. 2).

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To make provision for Fishing Rights
on the sale of land under the Land
Purchase (Ireland) Acts.

Presented by Mr. Joyce,

supported by

*Mr. Clancy, Mr. William Redmond,
Sir Thomas Esmonde, Mr. Boland;
Mr. MacVeagh, Mr. Nannetti, and
Sir Walter Nugent.*

*Ordered, by The House of Commons, to be Printed,
26 July 1910.*

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[Bill 281.]